IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

C.R.No.5241 of 2007
Date of Decision : 11.10.2007

Geeta Rani .....Petitioner

versus

Balbir Singh .....Respondent

CORAM : HON'BLE MR.JUSTICE HEMANT GUPTA

Present : Mr.Liaqat Ali, Advocate for the petitioner.

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ORDER

HEMANT GUPTA, J.

The challenge in the present revision petition is to the order passed by the learned Rent Controller dated 24.9.2007, whereby evidence of the petitioner was closed on the ground that the petitioner has not led her evidence in spite of the last opportunity granted.

It is pointed out by the petitioner that, in fact, only one witness is to be examined i.e. Clerk of the Municipal Corporation, but the said witness was not cross-examined by the landlord-respondent. It is pointed out that the case if now fixed for 12.10.2007 for rebuttal evidence of the landlord and if one opportunity is given to the petitioner to lead her evidence, she shall produce the witness for the purpose of cross examination before the learned trial Court.

Keeping in view the fact that one witness is required to be examined, who was not cross examined by the respondent earlier, I consider it appropriate to grant one opportunity to the petitioner to produce the said witness. It shall be the responsibility of the petitioner to serve the said witness for the date which shall be fixed by the learned trial Court on

12.10.2007. If the landlord does not cross examine the said witness on the said date, the cross examination shall be treated to be complete and the Court shall proceed in accordance with law.

With the said directions, the present revision petition is disposed of.

A copy of the order be given dasti to the petitioner under the signatures of the Special Secretary of the Court.

11-10-2007 **(HEMANT GUPTA)**
*mohinder **JUDGE**